

## CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR § 1.8

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By: \_\_\_\_\_  
Sarah M. Barnett

OCT 13 2005

PATENT: Mail Stop AF  
Customer No. 22,852  
Attorney Docket No. 07579.0015-01000

**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of:

Graham Edmund KELLY et al.

Application No.: 10/600,004

Filed: June 18, 2003

For: COMPOSITIONS FOR  
CARDIOVASCULAR AND BONE  
TREATMENT USING  
FORMONONETIN AND OTHER  
ISOFLAVONES

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)  
) Group Art Unit: 1614  
)  
) Examiner: C. DELACROIX-MUIRHEID  
)  
)  
) Confirmation No.: 6037  
)  
)  
)

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31**

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the Examiner's  
decision mailed April 13, 2005.

The items checked below are appropriate:

1. ☒ An Amendment After Final and Petition for Three Month Extension of Time to  
respond to the final rejection were filed on October 12, 2005, extending the period for  
response to October 13, 2005.

2. ☒ The Appeal Fee of \$500.00 (or \$250.00 if by small entity)

☐ is enclosed or ☒ is to be charged to Deposit Account No. 06-0916.

Applicants also enclose a Pre-Appeal Brief Request for Review.

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10/17/2005 LWCHDIN1 00000032 060916 10600004

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OCT 17 2005

Attorney Docket No. 07579.0015-01000  
Application No. 10/600,004

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

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